

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

Petition of Boston Edison Company and)
Commonwealth Electric Company, d/b/a NSTAR)
Electric, for Approvals relating to the Renegotiation)
of Purchase Power Agreements with)
Northeast Energy Associates Limited Partnership)

D.T.E. 04-85

ATTORNEY GENERAL'S FIRST SET OF
DOCUMENT AND INFORMATION REQUESTS

The following are the Attorney General's First Set of Information Requests in the above captioned proceeding.

INSTRUCTIONS

1. These Document and Information Requests call for all information, including information contained in documents, which relates to the subject matter of the requests and which is known or available to Boston Edison Company and / or Commonwealth Electric d/b/a NSTAR Electric or to any individual or entity sponsoring testimony or retained by the Company to provide information, advice, testimony or other services in connection with this proceeding.
2. Where a Request has a number of separate subdivisions or related parts or portions, a complete response is required to each such subdivision, part, or portion. Any objection to a Request should clearly indicate the subdivision, part, or portion of the Request to which it is directed.
3. If information requested is not available in the exact form requested, provide such information or documents as are available that best respond to the Request.

4. These requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
5. Each response should be furnished on a separate page headed by the individual Request being answered. Individual responses of more than one page should be stapled or bound and each page consecutively numbered.
6. Each Document and Information Request to "Please provide all documents..." or similar phrases includes a request to "identify" all such documents. "Identify" means to state the nature of the document, the date on which it was prepared, the subject matter and the titles and the names and positions of each person who participated in the preparation of the document, the addressee and the custodian of the documents. To the extent that a document is self-identifying, it need not be separately identified.
7. For each document produced or identified in a response which is computer generated, state separately (a) what types of data, files, or tapes are included in the input and the source thereof, (b) the form of the data which constitutes machine input (e.g., punch cards, tapes), (c) a description of the recording system employed (including descriptions, flow charts, etc.), and (d) the identity of the person who was in charge of the collection of input materials, the processing of input materials, the data bases utilized, and the programming to obtain the output.
8. If a Document and Information Request can be answered in whole or part by reference to the response to another Request served in this proceeding, it is sufficient to so indicate by specifying the other Request by participant and number, by specifying the parts of the other response which are responsive, and by specifying whether the response to the other Request is a full or partial response to the instant Request. If it constitutes a partial response, the balance of the instant Request must be answered.
9. If the Company cannot answer a Request in full, after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why the Company cannot answer the Request in full, and state what information or knowledge is in the Company's possession concerning the unanswered portions.
10. If, in answering any of these Document and Information requests, you feel that any Request or definition or instruction applicable thereto is ambiguous, set forth the language you feel is ambiguous and the interpretation you are using responding to the Request.
11. If a document requested is no longer in existence, identify the document, and describe in detail the reasons the document is unavailable.

12. Provide copies of all requested documents. A response which does not provide the Attorney General with the responsive documents, and requests the Attorney General to inspect documents at any location is not responsive.
13. If you refuse to respond to any Document and Information Request by reason of a claim or privilege, or for any other reason, state in writing the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond. With respect to requests for documents to which you refuse to respond, identify each such document.
14. Each request for information includes a request for all documentation which supports the response provided.
15. Provide three copies of each response.
16. The term "Company" refers to Boston Edison Company and / or Commonwealth Electric Company d/b/a/ NSTAR Electric Company. Unless the request specifically provides otherwise, the term Company includes all witnesses, representatives, employees, and legal counsel.
17. Please furnish each response on a separate sheet of paper, beginning with a restatement of the question.

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ATTORNEY GENERAL'S FIRST SET OF
DOCUMENT AND INFORMATION REQUESTS

The following are the Attorney General's FIRST SET of discovery in the above referenced docket.

- AG-1-1 Please identify and list all contracts, agreements, letters of understanding and amendments thereto between the Company and the owners of the NEA generating facility since its inception. Please also provide copies of all such documents. Include copies of Department orders, letters or other evidence of Department approval the contracts, agreement, letters of understanding and amendments.

- AG-1-2 Please provide copies of all bids that include the NEA contract. To the extent that later bids were communicated orally, please provide a history of those oral bids.

- AG-1-3 Please provide copies of all evaluations of the bids for the NEA contract done by and for the Company.

- AG-1-4 Please provide copies of all of the bidder questions and answers regarding the contract, performance under the contract, and the Company's relationship and dealings with NEA.

- AG-1-5 Please indicate whether there were any bids in the 1999-2000 Initial Auction on the NEA contract. If so, please provide copies of those bids along with all analyses of each bid done by and/or for the Company.

- AG-1-6 Please indicate whether Concentric Energy Advisors have been or are presently employed by NEA or any of its owners. If so, please provide a complete and detailed description of the services provide by Concentric.
- AG-1-7 Please indicate whether any of the attorneys of Keegan, Werlin and Pabian have provided or is providing services to NEA or any of its owners.
- AG-1-8 Please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the use of the 7.82 percent discount rate used by Concentric.
- AG-1-9 Please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the use of (a) the 6.61 percent discount rate used by Boston Edison and (b) the 8.20 percent discount rate used by Commonwealth.
- AG-1-10 Referring to Exhibit NSTAR-RBH, page 28, lines 18 through 20, please provide copies of all of the series of analyses under different power and fuel price scenarios performed by CEA and / or the Company.
- AG-1-11 Referring to Exhibit NSTAR-RBH-6, page 2, please provide the history from the existing contract's inception date of the actual amounts for each of these columns.
- AG-1-12 Please provide the monthly capacity factor for NEA, since its startup.
- AG-1-13 Referring to Exhibit NSTAR-RBH-6, page 2, Column "Total KWh," please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the KWh amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-14 Referring to Exhibit NSTAR-RBH-6, page 2, Column "Variable Component," please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Variable Component amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-15 Referring to Exhibit NSTAR-RBH-6, page 2, Column "Production Component," please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Production Component amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-16 Referring to Exhibit NSTAR-RBH-6, page 2, Column "Capacity Charge," please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Capacity Charge amounts shown for each year along with citations to the power agreement where applicable.

- AG-1-17 Referring to Exhibit NSTAR-RBH-6, page 2, Column “Cost Before Adjustment CTS/KW,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Cost Before Adjustment CTS/KW amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-18 Referring to Exhibit NSTAR-RBH-6, page 2, Column “Capability Adjustment,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Capability Adjustment amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-19 Referring to Exhibit NSTAR-RBH-6, page 2, please provide a complete copy of the source document for the GNP forecasts that were used to estimate the costs on this page.
- AG-1-20 Referring to Exhibit NSTAR-RBH-6, page 3, Column “Total KWh,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the KWh amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-21 Referring to Exhibit NSTAR-RBH-6, page 3, Column “Energy Charge,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Energy Charge amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-22 Referring to Exhibit NSTAR-RBH-6, page 3, Column “Cost Before Adjustment,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Cost Before Adjustment amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-23 Referring to Exhibit NSTAR-RBH-6, page 3, Column “Capability Adjustment,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Capability Adjustment amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-24 Referring to Exhibit NSTAR-RBH-6, page 4, Column “Total KWh,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the KWh amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-25 Referring to Exhibit NSTAR-RBH-6, page 4, Column “Total Fixed Rate,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Total Fixed Rate amounts shown for each year along with

citations to the power agreement where applicable.

- AG-1-26 Referring to Exhibit NSTAR-RBH-6, page 5, Column “Peak KWh,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Peak KWh amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-27 Referring to Exhibit NSTAR-RBH-6, page 5, Column “Off-Peak KWh,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Off-Peak KWh amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-28 Referring to Exhibit NSTAR-RBH-6, page 5, Column “Peak-Period Purchase Rate,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Peak-Period Purchase Rate amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-29 Referring to Exhibit NSTAR-RBH-6, page 5, Column “Off-Peak Period Purchase Rate,” please provide the workpapers, calculations, formulas, assumptions, and supporting documentation for the Off-Peak Period Purchase Rate amounts shown for each year along with citations to the power agreement where applicable.
- AG-1-30 Referring to Exhibit NSTAR-RBH-6, page 6 please provide a complete copy of the Fall 2003 Henwood Energy Services Inc.’s Northeast Electricity and Gas Price Outlook. Please also provide the date that the Fall 2003 Henwood Energy Services Inc.’s Northeast Electricity and Gas Price Outlook was issued.
- AG-1-31 Referring to Exhibit NSTAR-RBH-6, page 6, please provide a complete copy of the May 2004 update to the Fall 2003 Henwood Energy Services Inc.’s Northeast Electricity and Gas Price Outlook.
- AG-1-32 Please provide an update to the May 2004 market price of energy, capacity, and fuel for the Henwood Energy Service Inc.’s Northeast Electricity and Gas Price Outlook.
- AG-1-33 Referring to Exhibit NSTAR-RBH-6, page 6, please provide citations to the Henwood Energy Service Inc.’s Northeast Electricity and Gas Price Outlook for each of the numbers on that page. To the extent that they are not directly shown in the Henwood document, please provide the additional workpapers, calculations, formulas, assumptions, and supporting documentation used to derive those numbers.
- AG-1-34 Referring to Exhibits NSTAR-RBH-5, and NSTAR-RBH-6, please recalculate the

amounts shown on those exhibits, changing only the power and fuel costs and prices so that they are fixed at the most recent numbers for the entire period.

- AG-1-35 Referring to Exhibit NSTAR-RBH, pages 1 through 4, please provide copies of all generation asset financial valuations done by Mr. Hevert and / or the members of Concentric Energy Advisors, Inc. Please also provide copies of all testimony associated with those valuations.
- AG-1-36 Please provide a complete copy of the Fall 2004 Henwood Energy Service Inc.'s Northeast Electricity and Gas Price Outlook, when it becomes available.
- AG-1-37 Please provide an update to Exhibits NSTAR-BEC-GOL-2 through -4 and NSTAR-COM-GOL-2 through-4 using the Fall 2004 Henwood Energy Service Inc.'s Northeast Electricity and Gas Price Outlook, when it becomes available.
- AG-1-38 Please provide an update to Exhibits NSTAR-RBH-5 and -6 using the Fall 2004 Henwood Energy Service Inc.'s Northeast Electricity and Gas Price Outlook, when it becomes available.
- AG-1-39 Please provide copies of the monthly invoices for the last 24 months associated with the NEA contracts along with all associated calculations and supporting documentation.
- AG-1-40 Please provide the history of NEA's heat rates for each month of operation since the start date.
- AG-1-41 Please provide any updates or corrections to all of the Company's exhibits in its original filing, including the witnesses' prefiled testimony, as the Company reviews its original filings for any errors as directed by the hearing officer in D.T.E. 04-61. Please provide detailed explanations for any errors the Company corrects or any updates the Company makes to these exhibits.
- AG-1-42 During the term of the contracts have the Companies had any disputes with the vendor? If yes, please provide for each dispute the date of the dispute, the amount of the disputed costs, how the dispute was resolved, how any dispute related charges, credits or settlement amounts were accounted for, and the date the dispute was resolved. Include all correspondence between parties to the dispute, any internal correspondence regarding the dispute and any correspondence with any other entities regarding the dispute (including outside counsel, regulatory agencies, and courts). Provide copies of all contracts, contract amendments and agreements related to settlement of each dispute.
- AG-1-43 Please provide copies of all invoices for services related to divestiture of purchase

power contracts. What is the Company's current estimate of total costs for outside services related to the divestiture that the Company intends to seek recovery of? Include all workpapers, calculations and assumptions supporting the estimate. Include an estimate of any other PPA divestiture related costs that the Company anticipates recovering with the underlying workpapers, calculations and assumptions.

DATED: October 27, 2004.